

DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; I believe that I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled "CASSETTE FOR ISOLATION, AMPLIFICATION AND IDENTIFICATION OF DNA OR PROTEIN AND METHOD OF USE," the specification of which is being filed concurrently. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

Priority Claimed

N/A				
(Application Serial Number)	(Country)	(Day/Month/Year Filed)	Yes	No
N/A				
(Application Serial Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

N/A		
(Application Serial Number)	(Country)	(Day/Month/Year Filed)
N/A		
(Application Serial Number)	(Country)	(Day/Month/Year Filed)

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or PCT international application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose to the Office all

information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

N/A

(Application Serial Number)

(Month/Day/Year Filed)

(Status-Patented, Pending or Abandoned)

N/A

(Application Serial Number)

(Month/Day/Year Filed)

(Status-Patented, Pending or Abandoned)

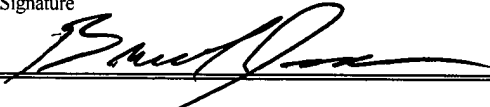
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: I hereby appoint as my attorneys, with full powers of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

George P. McAndrews	Reg. No. 22,760	Michael B. Harlin	Reg. No. 43,658
John J. Held	Reg. No. 21,061	James R. Nuttall	Reg. No. 44,978
Timothy J. Malloy	Reg. No. 25,600	Robert A. Surette	Reg. No. 52,262
William M. Wesley	Reg. No. 26,521	Timothy L. Harney	Reg. No. 38,174
Lawrence M. Jarvis	Reg. No. 27,341	Joseph M. Barich	Reg. No. 42,291
Gregory J. Vogler	Reg. No. 31,313	Scott P. McBride	Reg. No. 42,853
Jean Dudek Kuelper	Reg. No. 30,171	Patricia J. McGrath	Reg. No. 44,919
Herbert D. Hart III	Reg. No. 30,063	Wilhelm L. Rao	Reg. No. 52,151
Robert W. Fieseler	Reg. No. 31,826	Sandra A. Frantzen	Reg. No. 48,799
Thomas J. Wimbiscus	Reg. No. 36,059	Ronald H. Spuhler	Reg. No. 52,245
Steven J. Hampton	Reg. No. 33,707	Christopher V. Carani	Reg. No. 44,049
Priscilla F. Gallagher	Reg. No. 32,223	Jennifer E. Lacroix	Reg. No. 46,852
Stephen F. Sherry	Reg. No. 30,590	Joseph F. Harding	Reg. No. 48,450
Patrick J. Arnold Jr.	Reg. No. 37,769	Joseph M. Butscher	Reg. No. 48,326
George Wheeler	Reg. No. 28,766	Troy A. Groetken	Reg. No. 46,442
Janet M. McNicholas	Reg. No. 32,918	Sara J. Bartos	Reg. No. 51,439
Ronald E. Larson	Reg. No. 24,478	John A. Wiberg	Reg. No. 44,401
Christopher C. Winslade	Reg. No. 36,308	John Abramic	Reg. No. 51,031
Edward A. Mas II	Reg. No. 37,179	David Z. Petty	Reg. No. 52,119
Gregory C. Schodde	Reg. No. 36,668	Mirut P. Dalal	Reg. No. 44,052
Edward W. Remus	Reg. No. 25,703	Christopher N. George	Reg. No. 51,728
Donald J. Pochopien	Reg. No. 32,167	Deborah A. Laughton	Reg. No. 54,253
Sharon A. Hwang	Reg. No. 39,717	Dennis P. Hackett	Reg. No. 52,482
David D. Headrick	Reg. No. 40,642	David R. Beto	Reg. No. 51,467
Alejandro Menchaca	Reg. No. 34,389	Shawn L. Peterson	Reg. No. 44,286
Kirk A. Vander Leest	Reg. No. 34,036	Christopher R. Carroll	Reg. No. 52,700
Richard T. McCaulley, Jr.	Reg. No. 41,977	Peter J. Prommer	Reg. No. 54,743
Peter J. McAndrews	Reg. No. 38,547	Merle S. Elliott	Reg. No. 52,857
Leland G. Hansen	Reg. No. 50,731	Brian C. Bianco	Reg. No. 51,471
James M. Hafertepe	Reg. No. 51,219	Michael T. Cruz	Reg. No. 44,636
Jonathan R. Sick	Reg. No. 43,920	Ognyan I. Beremski	Reg. No. 51,458
Eligio C. Pimentel	Reg. No. 42,076	Kevin E. Borg	Reg. No. 51,486
James P. Murphy	Reg. No. 40,741	Christopher Scharff	Reg. No. 53,556
Dean A. Pelletier	Reg. No. 45,007	Fredrick French III	Reg. No. 52,524

Send correspondence to:

FIRM NAME	PHONE NO.	STREET	CITY & STATE	ZIP CODE
McAndrews, Held, & Malloy, Ltd.	312-775-8000	34 th Floor 500 West Madison Street	Chicago, Illinois	60661

Full Name of First or Sole Inventor Brian Jones	Citizenship United States
Residence Address - Street 1673 Brigham Lane	Post Office Address - Street
City (Zip) Crystal Lake 60014	City (Zip)
State or Country Illinois	State or Country
Date February 5, 2004	Signature 

APPLICABLE RULES AND STATUTES

37 CFR 1.56. DUTY OF DISCLOSURE - INFORMATION MATERIAL TO PATENTABILITY (*Applicable Portion*)

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentability defines, to make sure that any material information contained therein is disclosed to the Office.

Information relating to the following factual situations enumerated in 35 USC 102 and 103 may be considered material under 37 CFR 1.56(a).

35 U.S.C. 102. CONDITIONS FOR PATENTABILITY: NOVELTY AND LOSS OF RIGHT TO PATENT

A person shall be entitled to a patent unless --

- (a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for patent, or
- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of the application for patent in the United States, or
- (c) he has abandoned the invention, or
- (d) the invention was first patented or caused to be patented, or was the subject of an inventor's certificate, by the applicant or his legal representatives or assigns in a foreign country prior to the date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months before the filing of the application in the United States, or
- (e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraph (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent, or
- (f) he did not himself invent the subject matter sought to be patented, or
- (g) before the applicant's invention thereof the invention was made in this country by another who had not abandoned, suppressed, or concealed it. In determining priority of invention there shall be considered not only the respective dates of conception and reduction to practice of the invention, but also the reasonable diligence of one who was first to conceive and last to reduce to practice, from a time prior to conception by the other.

35 U.S.C. 103. CONDITIONS FOR PATENTABILITY; NON-OBVIOUS SUBJECT MATTER (*Applicable Portion*)

A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negative by the manner in which the invention was made.

Subject matter developed by another person, which qualifies as prior art only under subsection (f) or (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

35 U.S.C. 112. SPECIFICATION (*Applicable Portion*)

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same, and shall set forth the best mode contemplated by the inventor of carrying out his invention.